



Atty. Dkt. No. 034827-4001

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Lewinski, et al.

Title: METHOD OF REDUCING  
CROSS SAMPLE  
CONTAMINATION DURING  
FILTER SAMPLING

Appl. No.: 10/773,752

Filing Date: 02/06/2004

Examiner: UNKNOWN

Art Unit: 1744

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*Germaine Sarda*  
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*Germaine Sarda*  
(Signature)  
September 13, 2004  
(Date of Deposit)

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Mail Stop Amendments (IDS)  
Commissioner for Patents  
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Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

**RELEVANCE OF EACH DOCUMENT**

All of the documents are in English.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

Date September 13, 2004

By Barry Wilson

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SEP 16 2004

MODIFIED PTO/SB/08 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet

1

of

2

## Complete if Known

Application Number	10/773,752
Filing Date	02/06/2004
First Named Inventor	Michael A. Lewinski
Group Art Unit	1744
Examiner Name	

Attorney Docket Number 034827-4001

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				

## NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>
	A1	Cone and Fairfax, Protocol for ultraviolet irradiation of surfaces to reduce PCR contamination. PCR Methods Appl. (1993) (3):S15-S17.	
	A2	Deragon et al., Use of $\gamma$ irradiation to eliminate DNA contamination for PCR. Nucleic Acids Res. (1990) 18(20):6149.	
	A3	Dey et al., Comparisons of thinprep and conventional preparations on fine needle aspiration cytology material. Acta Cytol. (2000) 44(1):46-50.	
	A4	Hafner et al., Isothermal amplification and multimerization of DNA by <i>Bst</i> polymerase. Biotechniques 2001 Apr;30(4):852-6, 858, 860.	
	A5	Padua et al., UV and clean air result in contamination-free PCR. Leukemia (1999) 13(11):1898-9.	
	A6	Saiki, "Amplification of Genomic DNA" in PCR Protocols, Innis et al., Eds., Academic Press, San Diego, CA 1990, pp 13-20.	

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /DH/ (03/30/2008)

Examiner Signature

/Dwayne Handy/ (03/30/2008)

Date Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

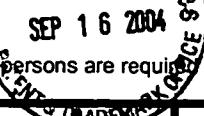
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STATEMENT BY APPLICANT

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Sheet	2	of	2	Complete if Known
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Application Number	10/773,752
Filing Date	02/06/2004
First Named Inventor	Michael A. Lewinski
Group Art Unit	1744
Examiner Name	

Attorney Docket Number 034827-4001

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Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>
	A7	Wharam et al., Specific detection of DNA and RNA targets using a novel isothermal nucleic acid amplification assay based on the formation of a three-way junction structure. Nucleic Acids Res. 2001 Jun 1;29(11):E54, p1-8.	
	A8	U.S. Food and Drug Administration, Center for Devices and Radiological Health, PMA Final Decisions Rendered for February 2003, <a href="http://www.fda.gov/cdrh/pma/pmafeb03.html">www.fda.gov/cdrh/pma/pmafeb03.html</a>	

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Examiner Signature	/Dwayne Handy/ (03/30/2008)	Date Considered	
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